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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER "PRIOR" PATENTDocket Number (Optional)  
043888-0380

In re Application of: Ken NISHIMURA, et al.

Application No.: 10/540,867

Filed: June 27, 2005

For: ELECTROCHEMICAL DEVICE AND METHOD FOR PRODUCING THE SAME

The owner, **Panasonic Corporation**, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 7,547,489 as the term of said patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2.  The undersigned is an attorney or agent of record. Reg. No. 36,139

November 20, 2009

Date

Signature

Michael E. Fogarty

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202.756.8000

Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included  Charge Deposit Account 500417  Check enclosed

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